



STELLENBOSCH

STELLENBOSCH • PNIEL • FRANSCHHOEK

MUNISIPALITEIT • UMASIPALA • MUNICIPALITY

Memorandum in terms of Regulation 3(2)(a) of the Municipal Planning and Performance Management Regulations, 2001

**Proposed Amendments to the 5th Generation
Integrated Development Plan 2022 – 2027**

August 2023



Legislative Framework in Terms of an Amendment to the Integrated Development Plan

In terms of Section 34 of the Local Government: Municipal Systems Act, 2000 (Act No. 32 of 2000) (MSA) prescribes that the Municipal Council:-

“(b) may amend its integrated development plan in accordance with a prescribed process.”

The process referred to in Section 34(b) of the MSA is further regulated by Regulations 3(1)–(6) of the Local Government: Municipal Planning and Performance Management Regulations, 2001.

- 3 (1) *Only a **member or committee of a municipal council** may introduce a proposal for amending the municipality's integrated development plan in the council.*
- (2) *Any proposal for amending a municipality's integrated development plan must be-*
 - (a) *accompanied by a **memorandum setting out the reasons** for the proposal; and*
 - (b) *aligned with the framework adopted in terms of section 27 of the Act.*
- (3) *An amendment to a municipality's integrated development plan is adopted by a decision taken by a municipal council in accordance with the rules and orders of the council.*
- (4) *No amendment to a municipality's integrated development plan may be adopted by the municipal council unless-*
 - (a) *all the members of the council have been given reasonable notice;*
 - (b) *the proposed amendment has been published for public comment for a period of at least 21 days in a manner that allows the public an opportunity to make representations with regard to the proposed amendment;*
 - (c) *the municipality, if it is a district municipality, has complied with subregulation(5); and*
 - (d) *the municipality, if it is a local municipality, has complied with subregulation (6).*
- (5) *A district municipality that considers an amendment to its integrated development plan must-*
 - (a) *consult all the local municipalities in the area of the district municipality on the proposed amendment; and*
 - (b) *take all comments submitted to it by the local municipalities in that area into account before it takes a final decision on the proposed amendment.*
- (6) *A local municipality that considers an amendment to its integrated development plan must-*
 - (a) *consult the district municipality in whose area it falls on the proposed amendment; and*
 - (b) *take all comments submitted to it by the district municipality into account before it takes a final decision on the proposed amendment.*



Proposed Reasons for the Amended Sections

The table below sets out the sections amendments have been made:

Chapter	Section / Tables	Page Number/s	Reason for amendments
Chapter 1: Governance and Institutional Arrangements	Section 1.9: Table 2 Section 1.9.1: Table 3 and Figure 4	Pages: 11, 12 and 13	Councillor information is replaced by the information of the new Mayoral Committee members. Figure 4 is replaced with the new Mayoral Committee structure.
Chapter 3: Strategic Policy Context	Section 3.10: Table 27	Pages: 61 - 65	Reflects the list of new Mayoral Portfolios.
Chapter 4: Spatial Development Framework	Chapter 4	Pages: 66 - 94	The contents of Chapter 4 are amended to incorporate the Spatial Development Framework as approved on 27 June 2023.
Chapter 8: Council Term Projects 2022 – 2027	Section 8.2.1.7	Page.211	The number of ECD new and re-registration processes facilitated by 30 June is increased to 10 for the 2023/24 financial year. Therefore, the five-year (2022 – 2027) target is also amended to 30.
	Section 8.3	Page: 218	The list of Mayoral Portfolios under Section 8.3 was replaced with the new Mayoral Portfolios.
	Sections 8.3.4 and 8.3.5	Pages: 230 - 239	Sections 8.3.4 (Portfolio: Planning) and 8.3.5 (Portfolio: Local Economic Development and Tourism) are combined into one Mayoral Portfolio: Planning, Local Economic Development and Tourism.
	Section 8.3.9, tables 98 and 99	Pages: 251 - 252	The Mayoral Portfolio changed to Parks, Open Spaces and Environment.
	Section 8.3.10	Pages: 253 - 254	New insertion for the Portfolio: Community Services. The target date for submitting the Universal Access Progress Report to MayCo was amended from 30 June to 31 May annually. All IDP deliverables linked to Community Development have been moved to Section 8.3.10 Portfolio: Community Services.
IDP document			Editorial changes were made where necessary.